

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF
TULSA, OKLAHOMA,**

scheduled for Wednesday, August 21, 2024, at 5:00 P.M in the City Council Chamber, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK, to transact all business as set out in Notice and Agenda posted in the Office of City Clerk, Room 260, One Technology Center, 175 E. 2nd St., Second Floor, Tulsa, OK on Friday, August 16, 2024, at 3:36 P.M.

An addendum was posted on Tuesday, August 20, 2024, at 4:29 P.M.

CALL TO ORDER

Chair Cue called the meeting to order at 5:12 P.M.

ROLL CALL:

Hall-Harper	Present	Bengel	Present
Cue	Present	Decter Wright	Present
Patrick	Absent	Lakin	Present
Bellis	Present	Fowler	Present
Miller	Present		
	Present:	8	
	Absent:	1	

STAFF PRESENT

Jack Blair, City Attorney
Lori Doring, Secretary to the Council
Elizabeth Tankard, Council Staff

1. RECEIPT & FILING OF MINUTES

- a. Minutes of Regular Meeting held at 4:00 PM on July 24, 2024. [CC 8/21/24]
24-819-1
- b. Minutes of Regular Meeting held at 5:00 PM on July 24, 2024. [CC 8/21/24]
24-819-2
- c. Minutes of Regular Meeting held at 4:00 PM on July 31, 2024. [CC 8/21/24]
24-820-1
- d. Minutes of Regular Meeting held at 5:00 PM on July 31, 2024. [CC 8/21/24]
24-820-2

Councilor Decter Wright moved to approve 1.a – 1.d. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

2. APPOINTMENTS & REAPPOINTMENTS

- a. Jana Bingman – Appointment to the Tulsa City-County Board of Health replacing Sarah Anne Schumann; term expires July 31, 2030. (CD-4) [PW 8/7/24; CC 8/21/24] 24-790-1
- b. Julie Miner – Appointment to the Tulsa Route 66 Commission: New Commission; term expires July 1, 2025. (CD-4) [UED 7/31/24; UED 8/7/24; CC 8/21/24] 24-772-2
- c. Carl Bracy – Reappointment to the Tulsa Development Authority; term expires July 31, 2027. (Attended 11/12 meetings.) (CD-8) [UED 8/7/24; CC 8/21/24] 24-787-1
- d. Danny Williams – Reappointment to the Tulsa City-County Library Commission; term expires July 31, 2027. (Attended 9/9 meetings.) (CD-1) [UED 8/7/24; CC 8/21/24] 24-788-1

Public Comments:
John Huffines – 2.a – 2.d.

Councilor Bellis left the meeting at 5:13 P.M. and returned at 5:14 P.M.

Councilor Decter Wright moved to approve 2.a – 2.d. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Julie Miner addressed the Council.

3. PUBLIC HEARINGS

- a. Public Hearing to receive comments from citizens regarding the proposed Ordinance closing a portion of a Public Way requested by Matt Warren, to close a portion of the public way located at 800 S. Tucker Dr. The public way, E. 8th St, is situated between S. Delaware Ave. and S. Harvard Ave., College Addition, Plat No. 002 and Vine Haven, Plat No. 779. The requested closing of the public way is for the University of Tulsa. (CD-4) (Public Hearing: 8/21/24) [PW 8/21/24; CC 8/21/24; CC 8/28/24] 24-803-3

Councilor Decter Wright moved to enter Public Hearing on 3.a. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Council entered Public Hearing on 3.a at 5:16 P.M.

There were no speakers.

Without objection, Council exited Public Hearing on 3.a at 5:16 P.M.

4. MAYOR’S ITEMS

- a. Mayor's report on community events, briefing on City activities, City efforts, and new business.

There was no report.

4.b and 4.c were each read and voted on separately.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing the sale of bonds, fixing the amount of bonds to mature each year, fixing the time and place the bonds are to be sold and authorizing the Clerk to give notice of said sale as required by law for General Obligation Bonds Series 2024C, in the amount of one hundred eight million, six hundred forty thousand dollars (\$108,640,000.00). **(Emergency Clause)** [PW 8/21/24; CC 8/21/24] 24-827-2

Councilor Decter Wright moved to approve 4.b. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Councilor Decter Wright moved to approve the emergency clause on 4.b.
Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

Councilor Lakin recused at 5:18 P.M.

- c. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing the sale of bonds, fixing the amount of bonds to mature each year, fixing the time and place the bonds are to be sold and authorizing the Clerk to give notice of said sale as required by law for General Obligation Bonds

Series 2024D, in the amount of fifty-three million, seven hundred forty thousand dollars (\$53,740,000.00). **(Emergency Clause)** [PW 8/21/24; CC 8/21/24] 24-828-2

Councilor Decter Wright moved to approve 4.c. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Absent
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 7 Nays: 0 Absent: 2 Abstentions: 0

Motion carried.

Councilor Decter Wright moved to approve the emergency clause on 4.c. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Absent	Decter Wright	Yea
Patrick	Yea	Lakin	Absent
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 7 Nays: 0 Absent: 2 Abstentions: 0

Motion carried.

Councilor Lakin returned at 5:20 P.M.

- d. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of thirty thousand dollars (\$30,000.00) to Lily Elrick, Plaintiff, and Wandres Law, PC, Attorneys at Law, and Oklahoma Healthcare Authority from the Sinking Fund as a payment of a judgment and attorney fee award in Case No. CJ-2022-810, Lily Elrick v. City of Tulsa et al. **(Emergency Clause)** [PW 8/21/24; CC 8/21/24] 24-811-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution authorizing payment of one hundred fifty thousand dollars (\$150,000.00) to Jacob and Sarah Boyce, Plaintiffs, and Buxton Law Group, Attorneys at Law from the Sinking Fund as a payment of a judgment and attorney fee award in Case No. CJ-2023-375, Jacob and Sarah Boyce v. City of Tulsa et al. **(Emergency Clause)** [PW 8/21/24; CC 8/21/24] 24-812-2
- f. Consideration and possible approval, adoption, denial, amendment or revision of a Resolution adopting the September 12, 2024, Federal Emergency Management Agency (FEMA) Flood Insurance Rate Maps (FIRMS) for Tulsa County and incorporated areas as the official flood maps for those parts of Tulsa County lying within the City of Tulsa's city limits, which maps in electronic atlas form are attached hereto and made a part hereof; superseding the previous Tulsa County and incorporated areas flood insurance rate maps; providing that copies of said maps be filed and kept in the office of the City Clerk; making said maps available to the public at a reasonable charge. **(Emergency Clause)** [PW 8/21/24; CC 8/21/24] 24-837-2

- g.

Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Lexington Fire Department in the amount of eight hundred dollars (\$800.00) for Captain Troy Franklin to travel to Lexington, KY on September 16-20, 2024, to be an assessor for the Lexington Fire Department Promotion Department. [CC 8/21/24] 24-830-1
- h.

Consideration and possible approval, adoption, denial, amendment or revision of a travel donation from Milwaukee Fire Department in the amount of eight hundred dollars (\$800.00) for Captain Troy Franklin to travel to Milwaukee, WI on October 13-18, 2024, to be an assessor for the Milwaukee Fire Department Promotion Department. [CC 8/21/24] 24-831-1
- i.

Consideration and possible approval, adoption, denial, amendment or revision of a Contract for a donation from Brian Lee Whisenhunt to the Gilcrease Museum's Art Collection of a lenticular print titled, "They Tried to Bury Us. They Didn't Know We Were Seed" by Patrick Martinez. [CC 8/21/24] 24-810-1
- j.

Consideration and possible approval, adoption, denial, amendment or revision of a Donation from Pepperball of a VK-SBL Pepperball Launcher to the Tulsa Police Department valued at one thousand, five hundred dollars (\$1,500.00). [CC 8/21/24] 24-833-1
- k.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: St. Jude Walk/Run scheduled for September 28, 2024, starting at 201 N. Elgin Ave. (CD-1,4) [CC 8/21/24] 24-800-1
- l.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: 2024 Komen Tulsa Race for the Cure scheduled for September 21, 2024, starting at 8330 S. Riverside Pkwy. (CD-2) [CC 8/21/24] 24-801-1
- m.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tulsa Fire Department 9/11 Memorial Stair Climb scheduled for September 11, 2024, at 401 S. Boston Ave. (CD-4) [CC 8/21/24] 24-814-1
- n.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Tailgate 5K scheduled for September 14, 2024, starting at 600 S. Utica Ave. (CD-1,4) [CC 8/21/24] 24-815-1
- o.

Special Event Application: Rock the Block scheduled for September 29, 2024, at Christ United Methodist Church, 3515 S. Harvard Ave. (CD-9) [CC 8/21/24] 24-816-1
- p.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: Legacy Nationals scheduled for September 6-8, 2024, starting at 100 N. Lansing Ave. (CD-1) [CC 8/21/24] 24-817-1
- q.

Consideration and possible approval, adoption, denial, amendment or revision of a Special Event Application: University of Tulsa Football Game scheduled for August 29, 2024, at 800 S. Harvard Ave. (CD-4) [CC 8/21/24] 24-818-1

Public Comments:
John Huffines – 4.h, 4.j, 4.k, 4.l, 4.o.

Councilor Decter Wright moved to approve 4.d – 4.q with the emergency clause on 4.d – 4.f. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea

Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 8	Nays: 0	Absent: 1	Abstentions: 0
Motion carried.			

5. **AUTHORITIES, BOARDS & COMMISSIONS**

- a. No items this week.

6. **ORDINANCES - FIRST READING**

- a. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance closing a portion of a Public Way requested by Matt Warren, to close a portion of the public way located at 800 S. Tucker Dr. The public way, E. 8th St, is situated between S. Delaware Ave. and S. Harvard Ave., College Addition, Plat No. 002 and Vine Haven, Plat No. 779. The requested closing of the public way is for the University of Tulsa. (CD-4) (Public Hearing: 8/21/24) [PW 8/21/24; CC 8/21/24; CC 8/28/24] 24-803-2
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-25 budget to make supplemental appropriations of one hundred seventy-three thousand, one hundred eighty dollars (\$173,180.00) recognized from unappropriated fund balance within the Stormwater Enterprise Fund and the TMUA Sewer Operating Fund. (Salary and Administration) [UED 8/21/24; CC 8/21/24; CC 8/28/24] 24-808-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-25 budget to make supplemental appropriations of ninety-four thousand dollars (\$94,000.00) from revenues received within the Public Safety and Protection Non-Federal Grants SubFund. (District Attorney's Revolving Drug Fund) [UED 8/21/24; CC 8/21/24; CC 8/28/24] 24-809-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-25 budget to decrease appropriations of one hundred eighty-seven thousand, five hundred dollars (\$187,500.00) within the Convention and Visitors Fund and to make supplemental appropriations of three hundred eleven thousand, six hundred ninety-one dollars (\$311,691.00) from unappropriated fund balance within the Convention and Tourism Facility Fund. (Visit Tulsa, Olympic Rings, and Position Funding) [UED 8/21/24; CC 8/21/24; CC 8/28/24] 24-825-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 11-A, Tulsa Revised Ordinances, titled “Stormwater Management and Hazard Mitigation Program”, Chapter 3, “Watershed Development Regulations”, Section 301, “Scope and Definitions”, Sub-section B, "Definitions", by adding certain definitions as requested by the Federal Emergency Management Agency (FEMA), and renumbering said definitions appropriately, amending said Title 11-A, Section 304, "Policies and Standards for Approval of Watershed Development Permits, Subdivision Plats, Lot Splits and Building Permits", Sub-section E.3, "Area of Special Flood Hazard, Policies, and Standards", by amending Paragraph "b" thereof. **(Emergency Clause)** [PW 8/21/24; CC 8/21/24; CC 8/28/24] 24-834-2

Without objection, items 6.a – 6.e were forwarded to the next Council meeting.

7. ORDINANCES - SECOND READING

- a. Consideration and possible approval, adoption, denial, amendment or revision of Rezoning Ordinance Z-7779 from CG and RD to AG for property located north of the NE/c of Mohawk Blvd. and N. Columbia Ave. requested by Jose Manuel Escobedo. (Property owner: Jose Manuel Escobedo) (CD-1) (TMAPC voted 9-0-0 to recommend **APPROVAL** of AG zoning.) [UED 7/31/24; CC 8/7/24; CC 8/21/24] 24-744-3
- b. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Title 5, Chapter 3, Tulsa Revised Ordinances, titled "Arts Commission of the City of Tulsa"; amending Section 301, "Membership"; to amend the qualifications and membership of the Arts Commission, amending Section 302, "Duties", Subsection "F" to reduce the number of Independent Review Panel members, amend the composition of the panel, add a non-voting Chair, and remove references to Pandemic related programs. (Patrick, Bellis, Lakin) [UED 7/31/24; CC 8/7/24; CC 8/21/24] 24-755-2
- c. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-2025 budget to make supplemental appropriations of one hundred forty-one thousand, six hundred sixty-nine dollars and fifty-five cents (\$141,669.55) recognized from unappropriated fund balance within the General Fund, E911 Operating Fund, EMSA Utility Fund, Stormwater Enterprise Fund, TMUA Water Operating Fund, TMUA Sewer Operating Fund, and to reduce appropriations of seventy-nine thousand, one hundred forty-five dollars (\$79,145.00) within the General Fund. (GIS Planner) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-784-2
- d. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-2025 budget to make supplemental appropriations of five hundred thousand dollars (\$500,000.00) from grant revenues to be received from the Department of Environmental Quality passed through the Oklahoma Department of Environmental Quality within the Brownfield Revolving Loan Fund Grant Program SubFund. (Environmental Remediation and Cleanup) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-786-2
- e. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-2025 budget to make supplemental appropriations of nine hundred thousand dollars (\$900,000.00) from grant revenues to be received from the Environmental Protection Agency within the Brownfield Revolving Loan Fund Supplemental Funding Grant Program SubFund. (Training and Supplies) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-791-2
- f. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-2025 budget to make supplemental appropriations of one hundred ninety-nine thousand, seven hundred fifty dollars (\$199,750.00) from grant revenues to be received from the pass through entity Oklahoma Department of Homeland Security State and Local Cybersecurity SubFund. (Consulting Services) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-792-2
- g. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-2025 budget to make supplemental appropriations of one thousand, nine hundred fifty-five dollars (\$1,955.00) from donation revenues received from the Parks Leadership U Stipend SubFund. (Training and Supplies) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-793-2
- h. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the fiscal year 2024-25 budget to make supplemental appropriations of one million, eight hundred forty-five thousand, three hundred eleven dollars (\$1,845,311.00) from grant revenues received from the United

States Treasury American Rescue Plan Act SubFund. (36N Comanche Streets and Sewers) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-804-2

- i. Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending the Fiscal Year 2024-25 budget to appropriate one hundred sixteen thousand, nine hundred thirty-four dollars (\$116,934.00) of unassigned fund balance in the Pandemic Relief Recovery Fund. (36N Comanche Streets and Sewers) [UED 8/7/24; CC 8/7/24; CC 8/21/24] 24-805-2
- j. **PULLED:** Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Chapter 1, Title 44, Tulsa Revised Ordinances, "City of Tulsa Hotel Tax Code" by amending Subsection G, "Rent", Section 100, "Definitions". **(Emergency Clause)** (Cue, Bellis, Bengel) [PW 8/7/24; CC 8/7/24; UED 8/21/24; CC 8/21/24] 24-798-2
- k. **AMENDED LANGUAGE:** Consideration and possible approval, adoption, denial, amendment or revision of an Ordinance amending Chapter 1 of Title 44, Tulsa Revised Ordinances, “City of Tulsa Hotel Tax Code” by amending Subsection G, “Rent” of Section 100, “Definitions”; amending Section 101, “Imposition of Tax; Exemptions”. **(Emergency Clause)** (Cue, Bellis, Bengel) [CC 8/21/24]

Public Comments:
James Alexander, Jr. – 7.d, 7.e, 7.h, 7.i.
Bernice Alexander – 7.d, 7.e, 7.h, 7.i.

Councilor Decter Wright moved to approve 7.a – 7.k, except 7.j, with the emergency clause on 7.k. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		

Yeas: 8 Nays: 0 Absent: 1 Abstentions: 0

Motion carried.

8. COUNCIL ITEMS

- a. Councilors’ announcements and reports on current community events, activities, efforts, and concerns. Other than announcements and reports, no discussion will ensue.

Councilor Cue reminded everyone to vote in the upcoming elections. Councilor Bengel announced that Tulsa Animal Welfare has extended hours at the animal shelter for Clear the Shelter.

- b. Consideration and possible approval, adoption, denial, amendment or revision of a Donation from Tulsa Regional Chamber of a partial registration waiver for the 2024 InterCity Visit in Detroit, MI, to the City of Tulsa valued at one thousand dollars (\$1,000.00). [CC 8/21/24] 24-835-1

Councilor Decter Wright moved to approve 8.b. Councilor Bengel seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Yea		
Yeas: 8	Nays: 0	Absent: 1	Abstentions: 0

Motion carried.

9. NEW BUSINESS

- a. No items this week.

10. HEARING OF APPEALS

- a. Hearing and possible action upholding or denying an appeal to the City Council requested by Mr. Jeffrey Skaggs contesting the decision of the Nuisance Abatement Hearing Officer in Code Enforcement Case No. 087299-2024, finding that the property located at 7642 E. 46th Pl. and 7652 E. 46th Pl., Tulsa, Oklahoma is a public nuisance and ordering its abatement. The City Council may reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made. (CD-5) [CC 8/21/24] 24-813-1

Aaron Cummings from Code Enforcement addressed the Council.

Councilor Miller left the meeting at 5:45 P.M.

Councilor Lakin left the meeting at 5:47 P.M. and returned at 5:49 P.M.

Jeffrey Skaggs, the appellant, addressed the Council.

Brant Pitchford from Code Enforcement addressed the Council.

There was Council discussion.

Councilor Bengel moved to continue 10.a for sixty days to the 5:00 P.M. City Council meeting in the Council Chamber on Wednesday, October 30, 2024.
Councilor Bellis seconded the motion.

ROLL CALL:

Hall-Harper	Yea	Bengel	Yea
Cue	Yea	Decter Wright	Yea
Patrick	Absent	Lakin	Yea
Bellis	Yea	Fowler	Yea
Miller	Absent		
Yeas: 7	Nays: 0	Absent: 2	Abstentions: 0

Motion carried.

11. HEARING OF PUBLIC COMMENTS

- a. Dr. Jerry Griffin – Safe Sidewalks for disabled Tulsans. [CC 8/21/24] 24-836-1

Dr. Jerry Griffin addressed the Council.

12. **ADJOURNMENT**

- a. Adjournment.

Chair Cue adjourned the meeting at 6:42 P.M.

Jeannie Cue, Chair of the Council

Lori Doring, Secretary to the Council